

THE HONORABLE RICARDO S. MARTINEZ

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

CITY OF ISSAQUAH, a municipal
corporation,
Third-Party Defendant,
v.

ORA TALUS 90, LLC, a Delaware limited
liability company; and RESMARK
EQUITY PARTNERS, LLC, a Delaware
limited liability company,

Defendant.

ORA TALUS 90, LLC, a Delaware limited
liability company; and RESMARK
EQUITY PARTNERS, LLC, a Delaware
limited liability company,

Third-Party Plaintiffs,

v.

TERRA TALUS LLC, a Washington
limited liability company; ELEMENT
RESIDENTIAL INC., a Washington
corporation; JOSHUA FREED, an
individual; TERRA ASSOCIATES, INC., a
Washington corporation; J.R. HAYES &
SONS, INC., a Washington corporation;
TALUS MANAGEMENT SERVICES
LLC, a Washington limited liability
company; and TALUS 7&8, LLC, a
Washington limited liability company,

Third-Party Defendants.

No. 18-cv-000910 RSM

STIPULATION AND ORDER RE-
NOTING TALUS MANAGEMENT
SERVICE'S MOTION FOR SUMMARY
JUDGMENT AGAINST ORA TALUS 90
LLC AND RESMARK EQUITY
PARTNERS, LLC

STIPULATION AND ORDER GRANTING REQUEST TO RENOTE SUMMARY JUDGMENT HEARING
DATE - 1

1 **I. STIPULATION**

2 1. Talus Management Services, LLC (“TMS”) timely filed a motion for summary
3 judgment (“TMS SJM”) against ORA Talus 90, LLC and Resmark Equity Partners, LLC
4 (hereinafter collectively “ORA Talus”).

5 2. The TMS SJM is noted for June 25, 2021.

6 3. The parties stipulate and agree to request leave of the Court to re-note the TMS
7 SJM one week later, to Friday, July 2, 2021, and to move the parties’ briefing dates to conform to
8 the new noting date.

9 4. The reason for the request is that the parties have reached a tentative settlement of
10 their claims against each other and are awaiting approval of the proposed settlement by a third-
11 party. The parties believe that the approval will be obtained before the proposed re-note date.

12 5. A summary judgment motion brought by another party in the case is already noted
13 for July 2, 2021, and the one-week extension will not affect other dates in the Court’s pre-trial
14 order.

15 HARRIGAN LEYH FARMER &
16 THOMSEN, LLP

17 By: /s/ Tyler Farmer by PJM with
18 permission

19 Arthur W. Harrigan, Jr., Esq. WSBA #1751

20 Tyler L. Farmer, Esq. WSBA #39912

21 999 Third Avenue, Suite 4400

22 Seattle, WA 98104

23 Telephone: 206-623-1700

24 Facsimile: (206) 623-8717

25 Email: arthurh@harriganleyh.com

26 Email: tylerf@harriganleyh.com

Attorneys for Defendants/ Counterclaimants

*ORA Talus 90, LLC and Resmark Equity
Partners, LLC*

STIPULATION AND ORDER GRANTING REQUEST TO RENOTE SUMMARY JUDGMENT HEARING
DATE - 2

1 BROWN WHITE & OSBORN LLP

2
3 By: /s/ Cynthia M. Cohen by PJM with
4 permission

5 Cynthia M. Cohen, Admitted Pro Hac Vice
6 333 S. Hope Street, Suite 4000
7 Los Angeles, CA 90071
8 Telephone: 213-613-0500
9 Facsimile: 213-613-0550
10 E-Mail: ccohen@brownwhitelaw.com
11 Attorneys for ORA Talus 90, LLC and
12 Resmark Equity Partners, LLC

13 FOSTER GARVEY PC

14 By: /s/ Jack P. Zahner by PJM with permission

15 Jack P. Zahner, WSBA #24505
16 1111 Third Avenue, Suite 3000
17 Seattle, WA 98101
18 Telephone: 206-447-2886
19 Email: jack.zahner@foster.com
20 Attorneys for J.R. Hayes & Sons, Inc, Talus 7 & 8, LLC,
21 and Talus Management Services LLC

22 PREG O'DONNELL & GILLET PLLC

23 By: /s/ John K. Butler by PJM with permission

24 John K. Butler, WSBA #28528
25 Stephanie Ballard, WSBA #49268
26 901 5th Avenue, Suite 3400
Seattle WA 98164
Telephone: 206-287-1775
Email: jbutler@pregodonnell.com
Email: sballard@pregodonnell.com
Attorneys for Third-party Defendant / Fourth-Party Plaintiff J.R. Hayes & Sons, Inc.

27 STOEL RIVES LLP

28 By: /s/ Patrick J. Mullaney

29 Patrick Mullaney, WSBA #21982
30 600 University Street, Suite 3600
31 Seattle, WA 98101
32 Telephone: 206-624-0900
33 Facsimile: 206-386-7500
34 Email: Patrick.mullaney@stoel.com
35 Attorneys for J.R. Hayes & Sons, Inc,
36 Talus 7 & 8, LLC, and Talus Management Services LLC

STIPULATION AND ORDER GRANTING REQUEST TO RENOTE SUMMARY JUDGMENT HEARING
DATE - 3

1 **ORDER**

2 Based on the above stipulation of the parties, the Court grants the stipulated request to re-
3 note the TMS summary judgment motion to July 2, 2021 and to adjust the parties' briefing
4 schedule accordingly.

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6 DATED this 25th day of June, 2021.

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10 RICARDO S. MARTINEZ
11 CHIEF UNITED STATES DISTRICT JUDGE
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15 Presented by:

16 */s/ Patrick J. Mullaney*

17 _____
18 Patrick J. Mullaney, WSBA No. 21982
19 Stoel Rives LLP
20 600 University Street, Suite 3600
21 Seattle, WA 98101
22 Telephone: 206.624.0900
23 Facsimile: 206.386.7500
24 patrick.mullaney@stoel.com
25
26